



# REQUEST FOR CONTINUED EXAMINATION (RCE) TRANSMITTAL

Subsection (b) of 35 U.S.C. § 132, effective on May 29, 2000, provides for continued examination of an utility or plant application filed on or after June 8, 1995.

See The American Inventors Protection Act of 1999 (AIPA).

Application Number	09/866,600
Filing Date	May 30, 2001
First Named Inventor	Kazunori IWAMOTO et al.
Group Art Unit	2851
Examiner Name	H. Nguyen
Attorney Docket Number	00862.022246

This is a Request for Continued Examination (RCE) under 37 C.F.R. § 1.114 of the above-identified application.

**NOTE:** 37 C.F.R. § 1.114 is effective on May 29, 2000. If the above-identified application was filed prior to May 29, 2000, applicant may wish to consider filing a continued prosecution application (CPA) under 37 C.F.R. § 1.53(d) (PTO/SB/29) instead of a RCE to be eligible for the patent term adjustment provisions of the AIPA. See Changes to Application Examination and Provisional Application Practice, Final Rule, 65 Fed. Reg. 50092 (Aug. 16, 2000); Interim Rule, 65 Fed. Reg. 14865 (Mar. 20, 2000), 1233 Off. Gaz. Pat. Office 47 (Apr. 11, 2000), which established RCE practice.

## 1. Submission required under 37 C.F.R. § 1.114

- a. ☒ Previously submitted
- ☒ Consider the amendment(s)/reply under 37 C.F.R. § 1.116 previously filed on August 6, 2004.  
(Any unentered amendment(s) referred to above will be entered).
  - ☐ Consider the arguments in the Appeal Brief or Reply Brief previously filed on \_\_\_\_\_
  - ☐ Other: \_\_\_\_\_
- b. ☐ Enclosed
- ☐ Amendment/Reply
  - ☐ Affidavit(s)/Declaration(s)
  - ☐ Information Disclosure Statement (IDS)
  - ☐ Other \_\_\_\_\_

## 2. Miscellaneous

- a. ☐ Suspension of action on the above-identified application is requested under 37 C.F.R. § 1.103(c) for a period of \_\_\_\_\_ months. (Period of suspension shall not exceed 3 months; Fee under 37 C.F.R. § 1.17(i) required)
- b. ☒ Other: Applicants petition the Examiner to extend the time for response to the Final Office Action dated May 7, 2004, one month from August 7, 2004, up to and including September 7, 2004, and submit \$110.00.

## 3. Fees

The RCE fee under 37 C.F.R. § 1.17(e) is required by 37 C.F.R. § 1.114 when the RCE is filed.

- a. ☒ The Director is hereby authorized to charge any deficiencies in the following fees, or credit any overpayments, to Deposit Account No. 06-1205
- 09/07/2004 SDENB01 00000016 09866600
- ☒ RCE fee required under 37 C.F.R. § 1.17(e) 01 FC:1801 770.00 OP
  - ☒ Extension of time fee (37 C.F.R. §§ 1.136 and 1.17) 02 FC:1251 110.00 OP
  - ☐ Other \_\_\_\_\_
- b. ☒ Checks in the amounts of \$770.00 and \$110.00 are enclosed to cover the RCE filing fee and the extension of time fee, respectively.
- c. ☐ Payment by credit card (Form PTO-2038 enclosed)

## SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT REQUIRED

Name (Print/Type)	Steven E. Warner	Registration No. (Attorney/Agent)	33,326
Signature		Date	September 3, 2004